

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
CIVIL ACTION NO. 3:07CV413-R**

**EUGENIA NIXON, and
THOMAS NIXON,**

Plaintiffs,

v.

**ROY A. MAJORS, M.D., and
HEALTH SOUTH CORP. d/b/a
HEALTH SOUTH SURGERY
CENTER,**

Defendants.

ORDER

THIS MATTER is before the Court on the “Motion of B. Ervin Brown, II to Withdraw as Counsel for Plaintiff[s]” (document #42) filed April 21, 2008; and the Plaintiffs’ “Response ...” (document #45) filed June 2, 2008.

This Motion has been referred to the undersigned Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B). After conferring with the chambers of the District Judge to whom this case is assigned (the Honorable Martin K. Reidinger), the undersigned will hold in abeyance the subject Motion pending resolution of the Defendants’ “Motion ... Strike Allegations from the Complaint” (document #6) and “Motion[s] to Dismiss ... “ (documents ##8 and 15).

SO ORDERED.

Signed: June 5, 2008

Carl Horn, III

Carl Horn, III
United States Magistrate Judge

